IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTEENTH DAY OF AUGUST
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE BILAL NAZKI

and
THE HON'BLE MR JUSTICE S.ANANDA REDDY

WRIT PETITION NO : 18788 of 1993

Between:

1 E. Narasimhulu S/o Seetharamaiah, Ananthapur
2 E. Venkata Subbaiah S/o Seetharamaiah, Ananthapur

..... PETITIONER(S)

AND

1 Government of A.P. rep. by Secretary Transport, R & B Dept., Secretaraiat, Hyderabad
2 The State Transport Authority rep. by Secretaray, A.P., Hyderabad
3 Secretaray, Regional Transport Authority, Ananthapur, Ananthapur Dist.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ, Order or direction, declaring the Notification of the 1st Respondent in G.O.Ms.No.214, Roads & Buildings (Tr.II) Dept., dt: 26-10-1993 and the consequential demand of enhanced composite tax with retrospective effect on petitioners' Goods Vehicles covered by National Permits as arbitrary, illegal and unconstitutional.

Counsel for the Petitioner:MR.E.MARUTHI RAJA, Advocate.

Counsel for the Respondents : GP FOR TRANSPORT

The Court made the following :

ORDER : (per Sri Bilal Nazki, J)

Learned Counsel for petitioners submits that the petition has become infructuous because of the subsequent Government Orders coming into operation. Recording the same, the Writ Petition is dismissed. The order of stay granted on 15.12.1993 is vacated. The Department is at liberty to recover the unpaid amount of the tax.

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(BILAL NAZKI, J)

18th August, 2004.

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(S.ANANDA REDDY, J)

ajr

Sd/-C.VIDYADHAR BHATT

ASSISTANT REGISTRAR

To

1 Government of A.P. rep. by Secretary Transport, R & B Dept., Secretaraiat, Hyderabad
2 The State Transport Authority rep. by Secretaray, A.P., Hyderabad
3 Secretaray, Regional Transport Authority, Ananthapur, Ananthapur Dist.

4 Two C.Cs. to the GP for Transport, High Court buildings, Hyderabad.

5 Two C.D. copies.